

Attorney's Docket No.: 06618-486001  
Client's Ref. No.: CIT-3056

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

### AN ANIMAL MODEL OF POLYGLUTAMINE TOXICITY, METHODS OF USE, AND MODULATORS OF POLYGLUTAMINE TOXICITY,

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

U.S. Serial No.	Filing Date	Status
60/148,934	August 12, 1999	Converted
60/148,933	August 12, 1999	Converted
60/177,047	January 18, 2000	Converted
60/205,720	May 19, 2000	Converted

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Serial No.	Filing Date	Status

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Country	Application No.	Filing Date	Priority Claimed

Att'y's Docket No.: 06618-686001  
Client's Ref. No.: CIT-3056**Combined Declaration and Power of Attorney**  
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I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Scott C. Harris, Reg. No. 32,030; Robert M. Bedgood, Reg. No. 43,488; Gregory P. Einhorn, Reg. No. 38,440; Michael P. Reed, Reg. No. 45,647; Kenyon S. Jenkes, Reg. No. 41,873; Bing Ai, Reg. No. 43,312; William J. Egan, III, Reg. No. 28,411; David L. Feigenbaum, Reg. No. 30,378; Hans R. Troesch, Reg. No. 36,950; and John R. Wetherell, Jr., Reg. No. 31,678 of Fish & Richardson P.C.

Direct all correspondence and telephone calls to SCOTT C. HARRIS, PTO Customer No. 20985 (Phone No.: 858-678-5070).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

✓ Full Name of Inventor: PARSA KAZEMI-ESFARJANI

Inventor's Signature: Parsa Kazemi Date: 8/10/2000  
Residence Address: 110 El Nido Ave. Apt. 13 Pasadena CA 91107  
Citizenship: Canadian  
Post Office Address: Caltech Biology 156-29, Pasadena CA 91125

✓ Full Name of Inventor: SEYMOUR BENZER

Inventor's Signature: Seymour Benzer Date: 8/10/2000  
Residence Address: 2075 Rubin Rd., San Marino, CA 91108  
Citizenship: USA  
Post Office Address: Caltech Biology 156-29, Pasadena CA 91125

ATTORNEY DOCKET NO. 06618-686001

Client Ref. No. CIT-3056

Applicant or Patentee: Parsha Kazemi-Asfarjani et al.

Serial or Patent No.:

Filed or Issued: August 14, 2000For: AN ANIMAL MODEL OF POLYGLUTAMINE TOXICITY, METHODS OF USE, AND MODULATORS OF POLYGLUTAMINE TOXICITY**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(d)) — NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: California Institute of TechnologyAddress of Organization: 1200 East California Blvd., Pasadena, CA 91125

Type of Organization:

University or Other Institution of Higher Education

Tax Exempt Under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))

Nonprofit Scientific or Educational Under Statute of State of the United States of America  
(Name of State: \_\_\_\_\_) (Citation of Statute: \_\_\_\_\_)

Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3)) if located in the United States of America

Would qualify as nonprofit scientific or educational under Statute of State of the United States of America if located in the United States of America  
(Name of State: \_\_\_\_\_) (Citation of Statute: \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled **AN ANIMAL MODEL OF POLYGLUTAMINE TOXICITY, METHODS OF USE, AND MODULATORS OF POLYGLUTAMINE TOXICITY** by inventor(s) **PARSA KAZEMI-ESFAJANI AND SEYMOUR BENZER** described in:

the specification filed herewith.

application serial no. \_\_\_\_\_ filed August 14, 2000.

patent no. \_\_\_\_\_, issued \_\_\_\_\_.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(e) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention availing to their status as small entities. (37 CFR 1.27)

Full Name: \_\_\_\_\_

Address: \_\_\_\_\_

 INDIVIDUAL     SMALL BUSINESS CONCERN     NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status when any new rule 53 application is filed or prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name:	Adam Cochran
Title:	Intellectual Property Counsel
Address:	1200 East California Blvd., Pasadena, CA 91125

Signature: Adam Cochran Date: 8/14/00